Grade	Minimum limits of—			Maximum limits of—				
	Test weight per bushel (pounds)	Suitable malting types (percent)	Sound barley <sup>1</sup> (percent)	Damaged kernels <sup>1</sup> (percent)	Foreign material (percent)	Other grains (percent)	Skinned and bro- ken ker- nels (per- cent)	Thin bar- ley (per- cent)
U.S. No. 4	43.0	95.0	87.0	5.0	3.0	5.0	10.0	15.0

¹ Injured-by-frost kernels and injured-by-mold kernels are not considered damaged kernels or considered against sound barley. NOTES: Malting barley shall not be infested in accordance with §810.107(b) and shall not contain any special grades as defined in §810.206. Six-rowed Malting barley varieties not meeting the requirements of this section shall be graded in accordance with standards established for the class Barley.

[61 FR 18492, Apr. 26, 1996]

## $\S 810.205$ Grades and grade requirements for Two-rowed Malting barley.

	Minimum limits of—			Maximum limits of—			
Grade	Test weight per bushel (pounds)	Suitable malting types (per- cent)	Sound bar- ley¹ (per- cent)	Wild oats (percent)	Foreign ma- terial (per- cent)	Skinned and broken ker- nels (per- cent)	Thin barley (percent)
U.S. No. 1	50.0	97.0	98.0	1.0	0.5	5.0	5.0
U.S. No. 2	48.0	97.0	98.0	1.0	1.0	7.0	7.0
U.S. No. 3	48.0	95.0	96.0	2.0	2.0	10.0	10.0
U.S. No. 4	48.0	95.0	93.0	3.0	3.0	10.0	10.0

<sup>&</sup>lt;sup>1</sup> Injured-by-frost kernels and injured-by-mold kernels are not considered damaged kernels or considered against sound barley.

Notes: Malting barley shall not be infested in accordance with §810.107(b) and shall not contain any special grades as defined in §810.206. Two-rowed Malting barley varieties not meeting the requirements of this section shall be graded in accordance with standards established for the class Barley.

[61 FR 18492, Apr. 26, 1996]

## §810.206 Grades and grade requirements for barley.

	Minimum limits of—		Maximum Limits of—					
Grade	Test weight per bushel (pounds)	Sound bar- ley (percent)	Damaged kernels <sup>1</sup> (percent)	Heat dam- aged ker- nels (per- cent)	Foreign ma- terial (per- cent)	Broken ker- nels (per- cent)	Thin barley (percent)	
U.S. No. 1	47.0	97.0	2.0	0.2	1.0	4.0	10.0	
U.S. No. 2	45.0	94.0	4.0	0.3	2.0	8.0	15.0	
U.S. No. 3	43.0	90.0	6.0	0.5	3.0	12.0	25.0	
U.S. No. 4	40.0	85.0	8.0	1.0	4.0	18.0	35.0	
U.S. No. 5	36.0	75.0	10.0	3.0	5.0	28.0	75.0	

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U.S. Sample Grade:
U.S. Sample grade shall be barley that:
(a) Does not meet the requirements for the grades 1, 2, 3, 4, or 5; or
(b) Contains 8 or more stones or any number of stones which have an aggregate weight in excess of 0.2 percent of the sample weight, 2 or more pieces of glass, 3 or more crotalaria seeds (*Crotalaria* spp.), 2 or more caster beans (*Ricinus communis* L.), 4 or more particles of unknown foreign substance(s) or commonly recognized harmful or toxic substance(s), 8 or more cocklebur (*Xanthium* spp.) or similar seeds singly or in combination, 10 or more rodent pellets, bird droppings, or equivalent quantity of other animal filth per 1½ to 1½ quarts of barley; or
(c) Has a musty, sour, or commercially objectionable foreign odor (except smut or garlic odor); or
(d) Is heating or otherwise of distinctly low quality.

¹ Includes heat-damaged kernels. Injured-by-frost kernels and injured-by-mold kernels are not considered damaged kernels.